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Date: May 13, 2004

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> Karen L. Elbing, Ph.D. From:

Re: METHODS AND COMPOSITIONS FOR THE

RAPID AND ENDURING RELIEF OF

INADEQUATE MYOCARDIAL FUNCTION

U.S.S.N. 09/735,024 Appeal No. 2004-0898 Our Ref.: 08100/003003

Pages: 2



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Appeal No: Appellant:

Application No:

Hearing Room:

Hearing Docket:

Hearing Date: Hearing Time:

Location:

Paper No: 2004-0898 Brian Seed et al. 09/735,024 Thursday, June 24, 2004

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Karen L. Elbing

Clark & Elbing LLP

101 Federal Street

Boston, MA 02110

NOTICE OF HEARING

CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 1.194(a).

The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up.

The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.

This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and interferences fax number (courtesy сору) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

Failure to file this form within this time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By order of the Board of Patent Appeals and Interferences

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Paralegal Specialist Dianne E. Maggard (703)-305-4673

In all communications relating to this appeal, please identify the appeal by its number.

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